

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TENNESSEE,  
AT CHATTANOOGA**

2009 JUL 28 P 12:27

**ROY L. DENTON,**  
*Plaintiff*

U.S. DISTRICT COURT  
EASTERN DIST. TENN.

**Case No. 1:07-cv-211**

v.

BY \_\_\_\_\_ DEPT. CLERK

**Judge: Collier/ Carter**

**STEVE RIEVLEY,**  
*in his individual capacity*  
**Defendant**

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\*  
\*  
\*  
\*  
\*  
\*

**JURY DEMAND**

**ROY L. DENTON'S MOTION TO RECONSIDER  
PLAINTIFF'S CLAIM OF FALSE ARREST**

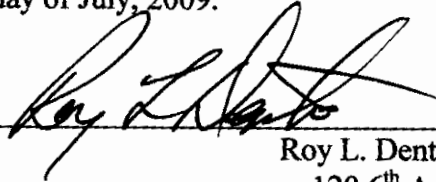
Comes now, the Plaintiff Roy L. Denton, *pro se*, pursuant to Federal Rules of Civil Procedure Rule 60(b)(3) and moves this honorable court to use it's discretion to reconsider and reverse its decision denying the plaintiff's claim of False Arrest due to a finding of probable cause as opined by this court in it's memorandum (*Court File. 51*) regarding the Defendant Steve Rievley's Motion for Summary Judgment (*Court File No. 42*) and to vacate this courts judgment and determine that the defendant **did not have probable cause** due to fraud, misrepresentations and other misconduct on the part of the Defendant Steve Rievley.

In support of his motion the plaintiff relies upon the affidavit of Roy L. Denton, the affidavit of Kimberly Denton, the affidavit of Brandon S. Denton, the statement of Jessica Carbajal, the questionnaire responses of Jessica Carbajal, *excerpt* of Plaintiff's Requests for Admissions (*Court File No. 30*), *excerpt* of Answer of Steve Rievley (*Court*

File No. 4) and the *excerpt* of Defendant's Response to Motion to Strike (Court File No. 47) all of which are attached herewith to the plaintiff's memorandum.

Respectfully submitted, this 24<sup>th</sup> day of July, 2009.

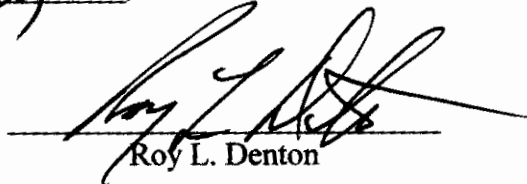
BY: \_\_\_\_\_



Roy L. Denton  
120 6<sup>th</sup> Ave.  
Dayton, TN 37321  
423-285-5581

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that an exact copy of this document has been served upon all parties of interest in this cause by placing an exact copy of same in the U.S. Mail addressed to such parties, with sufficient postage thereon to carry same to its destination, on this 24<sup>th</sup> day of July, 2009.



Roy L. Denton

Copy mailed to:

Ronald D. Wells, BPR# 011185  
Suite 700 Republic Centre  
633 Chestnut Street  
Chattanooga, TN 37450  
Phone:423-756-5051